

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

\_\_\_\_\_  
IN RE TRICOR DIRECT PURCHASER  
ANTITRUST LITIGATION

CASE NO. 05-340 (KAJ)  
(consolidated)

\_\_\_\_\_  
THIS DOCUMENT RELATES TO:

\_\_\_\_\_  
ALL ACTIONS

\_\_\_\_\_  
IN RE TRICOR INDIRECT PURCHASER  
ANTITRUST LITIGATION

CASE NO. 05-360 (KAJ)  
(consolidated)

\_\_\_\_\_  
THIS DOCUMENT RELATES TO:

\_\_\_\_\_  
ALL ACTIONS

**REVISED NOTICE OF TAKING THE VIDEO-TAPED DEPOSITION OF  
EDWARD FIORENTINO**

PLEASE TAKE NOTICE that, pursuant to the Federal Rules of Civil Procedure, Plaintiffs in the above-referenced action will take the video-taped deposition upon oral examination of Edward Fiorentino. This deposition will occur as follows:

<u>Date</u>	<u>Time</u>	<u>Place</u>
August 7, 2006	9:30 a.m.	Deer Path Inn 255 East Illinois Road Lake Forest, Illinois 60045

The testimony of the witness will be video-taped and will be recorded and transcribed by a court reporter. The deposition will continue from day to day until completed. All counsel are invited to attend and cross-examine.

Dated: July 28, 2006

Respectfully submitted,

/s/ Jeffrey S. Goddess

Jeffrey S. Goddess (Del. Bar No. 630)  
Jessica Zeldin (Del. Bar No. 3558)  
Rosenthal, Monhait & Goddess, P.A.  
919 Market Street, Suite 1401  
P.O. Box 1070  
Wilmington, DE 19899-1070  
jgoddess@rmgglaw.com  
jzeldin@rmgglaw.com  
(302) 656-4433

/s/ Elizabeth M. McGeever

Elizabeth M. McGeever (Del. Bar No. 2057)  
Prickett Jones & Elliott, P.A.  
1310 King Street  
P.O. Box 1328  
Wilmington, DE 19899  
emmcgeever@prickett.com  
(302) 888-6521  
Counsel for Walgreen Co., Eckerd Corporation,  
The Kroger Co., Maxi Drug, INC. d/b/a Brooks  
Pharmacy, Albertson's Inc., Safeway, Inc.,  
Hy-Vee, Inc., American Sales Company, Inc.  
CVS Pharmacy, Inc., Rite Aid Corporation and Rite  
Aid Hdqrts. Corp.

/s/ A. Zachary Naylor

A. Zachary Naylor (Del. Bar No. 4439)  
Chimicles & Tikellis LLP  
One Rodney Square  
P.O. Box 1035  
Wilmington, DE 19899  
zacharynaylor@chimicles.com  
(302) 656-2500  
Liaison Counsel for Indirect Purchaser Class

/s/ Jonathan L. Parshall

Jonathan L. Parshall (Del. Bar No. 3247)

Murphy, Spadaro & Landon

1011 Centre Road, Suite 210

Wilmington, DE 19805

jonp@msslaw.com

(302) 472-8100

Attorneys for Pacificare Health Systems, Inc.